IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED
MAY 20 1992
CLERK, U. S. DIST. COURT
WESTERN DIST. OF TENN.

UNITED STATES OF AMERICA, *

Plaintiff, *

vs. * Cr. No. 92-20172-Tu
18 U.S.C. §242

DAVID W. LANIER, *

Defendant.

I N D I C T M E N T

THE GRAND JURY CHARGES:

INTRODUCTION

1. David W. Lanier is the only chancellor for the Twenty-Ninth Judicial District for Dyer and Lake Counties in the State of Tennessee.

2. As the only chancellor for the Twenty-Ninth Judicial District, David W. Lanier handles all cases in Dyer and Lake Counties including divorce petitions, child custody proceedings, child support matters, appointment and removal of guardians, and adoptions.

3. David W. Lanier also acts as the only Juvenile Court judge in Dyer and Lake County. As such, David W. Lanier has jurisdiction over all Juvenile Court matters in those counties.

4. All Juvenile Court employees, including secretaries and juvenile officers, serve at the pleasure of David W. Lanier. In addition, all clerical employees of the Chancery Court, including court secretaries and clerks, serve at the pleasure of David W.

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Lanier. These employees can be hired, promoted, disciplined, or fired at the will of David W. Lanier.

COUNT 1

On or about July 12, 1988, in the Western District of Tennessee

-------------------------**DAVID W. LANIER**-------------------------

while acting under color of law of the State of Tennessee, did wilfully subject Patricia Wallace, an inhabitant of the State of Tennessee, and an employee of the Circuit Court of Dyer County, to the deprivation of rights and privileges which are secured and protected by the Constitution, and the laws of the United States, namely, the right not to be deprived of liberty without due process of law, including the right to be free from wilfull sexual assault, that is, by wilfully touching Patricia Wallace on and near her crotch and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

COUNT 2

In or about May through August, 1989, in the Western District of Tennessee,

-------------------------DAVID W. LANIER-------------------------

while acting under color of law of the State of Tennessee, did wilfully subject Sandra Sanders, an inhabitant of the State of Tennessee and an employee of the Dyer County Juvenile Court, to the deprivation of the rights and privileges which are secured and protected by the Constitution and the laws of the United States, namely the right not to be deprived of liberty without due process of law, including the right to be free from wilfull sexual assault, that is by wilfully grabbing the breasts of Sandra Sanders and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

COUNT 3

In or about May through August, 1989, in the Western District of Tennessee,

-------------------------DAVID W. LANIER-------------------------

while acting under color of law of the State of Tennessee, did wilfully subject Sandra Sanders, an inhabitant of the State of

Tennessee and an employee of the Dyer County Juvenile Court, to the deprivation of the rights and privileges which are secured and protected by the Constitution and the laws of the United States, namely the right not to be deprived of liberty without due process of law, including the right to be free from wilfull sexual assault, that is by wilfully grabbing the buttocks of Sandra Sanders and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

COUNT 4

In or about September or October, 1990, in the Western District of Tennessee,

-------------------------DAVID W. LANIER-------------------------

while acting under color of law of the State of Tennessee, did wilfully subject Patty Mahoney, an inhabitant of the State of Tennessee and an employee of the Chancery Court of Dyer County, to the deprivation of the rights and privileges which are secured and protected by the Constitution and the laws of the United States, namely the right not to be deprived of liberty without due process of law, including the right to be free from wilfull sexual assault, that is by wilfully grabbing the breasts and buttocks of Patty Mahoney and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

COUNT 5

In or about September or October, 1990, in the Western District of Tennessee,

-----------------------DAVID W. LANIER------------------------

while acting under color of law of the State of Tennessee, did wilfully subject Patty Mahoney, an inhabitant of the State of Tennessee and an employee of the Chancery Court of Dyer County, to the deprivation of the rights and privileges which are secured and protected by the Constitution and the laws of the United States, namely the right not to be deprived of liberty without due process of law, including the right to be free from wilfull sexual assault, that is by wilfully touching his pelvis to the body of Patty Mahoney and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

without due process of law, including the right to be free from wilfull sexual assault, that is by wilfully grabbing the breasts and crotch of Fonda Bandy and otherwise molesting her, all in violation of Title 18, United States Code, Section 242.

A TRUE BILL:

s/Grand Jury Foreman

FOREMAN

DATE: May 20, 1992

ASSISTANT UNITED STATES ATTORNEY